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November 29, 2021

VIA FOIA ONLINE

Freedom of Information Officer
U.S. Environmental Protection Agency
Washington, D.C. 20460

RE: FOIA Request

Dear FOIA Officer:

Pursuant to the Freedom of Information Act, 5 U.S.C. § 552, as amended, and the FOIA regulations promulgated by the U.S. Environmental Protection Agency (“EPA”) in 40 C.F.R. Part 2, I hereby request all records pertaining to EPA’s oversight of third party certification and laboratory testing regarding the window and door product category of the ENERGY STAR[®] Program, including, but not limited to:

- All annual “Interlaboratory Comparison of NFRC Accredited Testing Laboratories” reports and any other reports relating to proficiency testing of approved laboratories, and all communications between EPA and the National Fenestration Rating Council (“NFRC”) regarding these reports.
- All documents regarding EPA’s assessment of the performance of the FenStar certification and NFRC’s status as an ENERGY STAR[®] Certification Body, including whether and to what extent NFRC has met its obligations under the ENERGY STAR[®] “[Conditions and Criteria for Recognition of Certification Bodies](#)”, “[Standard Operating Procedure for Certification and Verification of Products to ENERGY STAR[®] Specifications](#)”, and any other Program Directives.
- All documents regarding EPA’s and/or an accreditor’s audit of NFRC’s product certification and verification activities for ENERGY STAR[®].
- All documents regarding NFRC’s, EPA’s and/or an accreditor’s audit of laboratories approved for ENERGY STAR[®] window and door testing.
- All communications between EPA and NFRC regarding the performance of approved laboratories in administering testing of window and door products for

November 29, 2021

Page 2

ENERGY STAR[®] qualification and/or verification and their compliance with the [“Conditions and Criteria for Recognition of Laboratories”](#).

- All communications between EPA and laboratories approved to test window and door products regarding the performance of those laboratories in administering testing of window and door products for ENERGY STAR[®] qualification and/or verification.
- All communications between EPA, the U.S. Department of Energy (DOE) and/or the Lawrence Berkeley National Laboratory regarding NFRC’s FenStar verification testing protocol.

This request is limited to documents between November 1, 2016 and the date of this letter.

Please contact me at (212) 702-5464 or via email if you have any questions or concerns. I authorize costs up to \$1,000.00 associated with copy and review time to respond to this request. Please let me know if the costs will exceed this amount.

Sincerely,

/s/ Sandra Fischer

Paralegal